

IN THE UNITED STATES COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

ORION IP, LLC

V.

COSTCO WHOLESALE CORP., et al.

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CAUSE NO. 6:07-CV-106-LED

JURY

STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE

The plaintiff, ORION IP, LLC, and defendant CIRCUIT CITY STORES, INC., pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims and counterclaims in this action WITH PREJUDICE, with each party to bear its own costs, expenses and attorneys fees.

Dated: July 25, 2007

Respectfully submitted,

ORION IP, LLC

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Counsel for Defendant

CIRCUIT CITY STORES, INC.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on July 25, 2007. Any other counsel of record will be served by First Class mail on this same date.

/s/ John J. Edmonds

John J. Edmonds